



U.S. Department  
of Transportation  
**Federal Transit  
Administration**

Administrator

1200 New Jersey Ave., S.E.  
Washington, DC 20590

JUL - 9 2007

Mr. Gary W. Spring  
Roetzel & Andress  
222 South Main Street  
Akron, OH 44308

Re: *American Bus Association, Inc. v. Akron Metro Regional Transit Authority*  
Charter Service Docket No. 2005-05

Dear Mr. Spring:

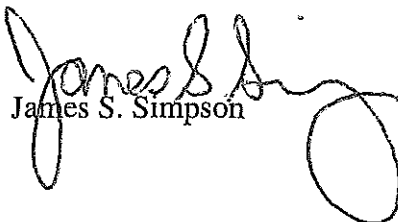
By letter dated November 21, 2006, I advised your client, Akron Metro Regional Transit Authority, regarding the Federal Transit Administration's (FTA) imposition of a \$415,325 monetary penalty for engaging in a pattern of violations of FTA's charter service regulation. I stated that the authorized disbursement of Fiscal Years 2007 and 2008 urbanized area formula grant funds available to Metro would be reduced by a total of \$415,325, divided into two equal parts for the next two fiscal years.

I have reviewed your February 26, 2007, request for reconsideration of the withholding schedule. You requested that the funds be withheld over a four year period in four equal amounts. You further requested that the funds withheld from Metro be distributed to the Portage Area Regional Transit Authority (PARTA).

In the spirit of compromise, I will authorize that the disbursement of Fiscal Years 2007-2009 urbanized area formula grant funds available to Metro be reduced by a total of \$415,325 divided into three equal parts for the next three fiscal years. I will not, however, distribute the withheld funds to PARTA so that they remain in the Akron Urbanized Area.

If I can provide further information, please do not hesitate to contact me directly at (202) 366-4040.

Sincerely,

  
James S. Simpson

cc: Mr. Robert Pfaff  
Executive Director,  
Akron Regional Transit Authority  
416 Kenmore Boulevard  
Akron, OH 44301

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